

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Kunz et al.	Confirmation No.:	1690
Application No.:	09/910,388	Art Unit:	1652
Filed:	July 20, 2001	Examiner:	Robinson, Hope A.
For:	THERAPEUTIC INHIBITOR OF VASCULAR SMOOTH MUSCLE CELLS	Attorney Docket No.:	10177-211-999 (formerly 295.003US5)

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the United States Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application which are or may be material to the patentability of any claim of the application, Attorneys for Applicants respectfully direct the Examiner's attention to references A01-A09 and B01-B03 listed on the attached revised Form PTO-1449 entitled "List of References Cited by Applicant."

Pursuant to 37 C.F.R. § 1.98(a)(2)(ii), copies of the cited U.S. patents and U.S. patent application publications (*i.e.*, references A01-A09) are not submitted herewith. Copies of references B01-B03 are provided herewith.

Identification of the listed references is not to be construed as an admission of Attorneys for Applicants or Applicants that such references are available as "prior art" against the subject application.

Applicants respectfully request that the Examiner review the listed references and that the references be made of record in the file history of the application.

This Information Disclosure Statement is being filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing date of any of a final Office Action, a notice of allowance, or an action that otherwise closes prosecution in the application. Pursuant to 37 C.F.R. §§ 1.97(c) and 1.17(p), the fee for this submission is estimated to be \$180.00. Please charge the required fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: August 29, 2007

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Enclosures

LIST OF REFERENCES CITED BY APPLICANT (Use several sheets if necessary)

ATTY. DOCKET NO.

10177-244-999

APPLICATION NO.

09 910,388

APPLICANT

Kunz *et al.*

FILING DATE

July 20, 2001

ART UNIT

1652

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*Examiner Initials		Document Number	Date mm/dd/yy	Name of Patentee or Applicant of Cited Document
	A01	5,405,919	04/11/1995	Keefer et al.
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	B01	WO 91/12779	09/05/1991	Medtronic, Inc.	
	B02	WO 94/13268	06/23/1994	Kaplan	
	B03	WO 94/21308	09/29/1994	Cedars-Sinai Medical Center	

NON PATENT LITERATURE DOCUMENTS

*Examiner Initials		Include name of the author (in CAPITAL LETTERS), (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	C01		
	C02		
	C03		
	C04		

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EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

REVISED
LIST OF REFERENCES CITED BY APPLICANT
 (Use several sheets if necessary)

 ATTY. DOCKET NO.
 10177-211-999

 APPLICATION NO.
 09-910,388

 APPLICANT
 Kunz *et al.*

 FILING DATE
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 GROUP
 1652

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	C585	Answering Memorandum In Opposition To Plaintiffs' Motion For A Preliminary Injunction, Civil Action No. 03-283 Dated 4 3 03, U.S. District Court for the District of Delaware
	C586	Appendix To Answering Memorandum In Opposition To Plaintiffs' Motion For A Preliminary Injunction, Volume 1, Civil Action No.03-283 Dated 4 3 03, U.S. District Court for the District of Delaware

	C587	Appendix To Answering Memorandum In Opposition To Plaintiffs' Motion For A Preliminary Injunction, Volume 2, Civil Action No.03-283 Dated 4/3/03, U.S. District Court for the District of Delaware
	C588	BSC's Answering Brief in Opposition to Cordis' Motion for Summary Judgment Barring BSC from Asserting Equivalents for Certain Limitations of the '536 Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C589	BSC's Reply Brief in Further Support of its Motion for Summary Judgment that Claims 6 and 8 of the '536 Patent are Not Anticipated by the Asserted Prior Art, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C590	BSC's Reply Brief in Further Support of its Motion for Summary Judgment that the Cypher Stent Infringes Claims 6 and 8 of U.S. Patent No. 6,120,536, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C591	Complaint, Civil Action No. 03-283, Filed 3/13/03, U.S. District Court for the District of Delaware
	C592	Cordis' Answering Brief in Opposition to BSC's Motion for Summary Judgment that Claims 6 and 8 of the Ding '536 Patent are Not Anticipated by the Asserted Prior Art, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C593	Cordis' Answering Brief in Opposition to BSC's Motion for Summary Judgment that the Cypher Stent Infringes Claims 6 and 8 of U.S. Patent No. 6,120,536, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C594	Cordis' Answering <i>Markman</i> Brief on the Construction of Terms in the Ding '536 Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C595	Declaration Of Brian G. Firth, Civil Action No. 03-283 SLR, Dated 3/31/03, U.S. District Court for the District of Delaware
	C596	Declaration Of Dr. Jeffrey W. Moses, M.D., Civil Action No. 03-283 SLR, Dated 3/31/03, U.S. District Court for the District of Delaware
	C597	Declaration Of Dr. Martin B. Leon, M.D., Civil Action No. 03-283 SLR, Dated 3/31/03, U.S. District Court for the District of Delaware
	C598	Declaration Of Dr. Paul S. Teirstein, M.D., F.A.C.C., Civil Action No. 03-283 SLR, Dated 3/28/03, U.S. District Court for the District of Delaware
	C599	Declaration Of Dr. Peter Fitzgerald, M.D., Ph.D., Civil Action No. 03-283 SLR, Dated 3/31/03, U.S. District Court for the District of Delaware
	C600	Declaration Of Dr. Richard E. Kuntz, M.D. M.Sc., Civil Action No. 03-283 SLR, Dated 3/21/03, U.S. District Court for the District of Delaware
	C601	Declaration Of Eric Simso, Civil Action No. 03-283, Dated 3/20/03, U.S. District Court for the District of Delaware
	C602	Declaration Of Jermone Segal, M.D., Civil Action No. 03-283 Dated 3/20/03, U.S. District Court for the District of Delaware
	C603	Declaration Of Kinam Park, Ph.D., Civil Action No. 03-283 Dated 3/20/03, U.S. District Court for the District of Delaware
	C604	Defendants' Answer, Counterclaim And Demand For Jury Trial, Civil Action No. 03-283, Filed 4/7/03, U.S. District Court for the District of Delaware
	C605	Opening Expert Report Of Robson F. Storey, Ph.D., Civil Action No. 03-283 SLR, Dated 5/23/03, U.S. District Court for the District of Delaware
	C606	Opening Expert Report Of Stephen R. Hanson, Ph.D., Civil Action No. 03-283 SLR, Dated 5/23/03, U.S. District Court for the District of Delaware
	C607	Plaintiffs Boston Scientific Scimed, Inc. and Boston Scientific Corporation's Opening Claim Construction Brief, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C608	Plaintiffs Boston Scientific Scimed, Inc. and Boston Scientific Corporation's Rebuttal Claim Construction Brief, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C609	Plaintiffs BSC's Memorandum in Support of its Motion for Summary Judgment that Claims 6 and 8 of the '536 Patent are Not Anticipated by the Asserted Prior Art, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C610	Plaintiffs BSC's Memorandum in Support of its Motion for Summary Judgment that the Cypher Stent Infringes Claims 6 and 8 of U.S. Patent No. 6,120,536 Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C611	Plaintiffs' Opening Brief In Support Of Their Motion For Preliminary Injunction, Civil Action No. 03-283 Filed 3/20/03, U.S. District Court for the District of Delaware
	C612	Plaintiffs' Reply Brief In Support Of their Motion For Preliminary Injunction, Civil Action No. 03-283 SLR, Dated 4/10/03, U.S. District Court for the District of Delaware
	C613	Plaintiffs' Reply To Defendant's Counterclaim, Civil Action No. 03-283 Filed 4/21/03, U.S. District Court for the

		District of Delaware
	C614	Preliminary Injunction Hearing Transcript, Volume A, Civil Action No. 03-27 (SLR), Dated 7/21/03, U.S. District Court for the District of Delaware
	C615	Preliminary Injunction Hearing Transcript, Volume B, Civil Action No. 03-27 (SLR), Dated 7/22/03, U.S. District Court for the District of Delaware
	C616	Preliminary Injunction Hearing Transcript, Volume C, Civil Action No. 03-27 (SLR), Dated 7/23/03, U.S. District Court for the District of Delaware
	C617	Rebuttal Expert Report Of Kiman Park, Ph.D., Civil Action No.03-283 SLR, Dated 6/2/03, U.S. District Court for the District of Delaware
	C618	Redacted Public Version: Cordis' Opening <i>Markman</i> Brief on the Construction of Terms in the Ding '536 Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C619	Redacted Public Version: Opening Brief in Support of Cordis' Motion for Summary Judgment Barring BSC from Asserting Equivalents for Certain Limitations of the Ding Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C620	Reply Brief in Support of Cordis' Motion for Summary Judgment Barring BSC from Asserting Equivalents for Certain Limitations of the Ding Patent, Civil Action No. 03-283 SLR U.S. District Court for the District of Delaware
	C621	Second Declaration Of Jerome Segal, M.D., Civil Action No. 03-283 SLR, Dated 4/10/03, U.S. District Court for the District of Delaware
	C622	Second Declaration Of Kinam Park, Ph.D., Civil Action No. 03-283 SLR, Dated 4/10/03, U.S. District Court for the District of Delaware
	C623	Goodnight, S.H., "The Effects of n-3 Fatty Acids on Atherosclerosis and the Vascular Response to Injury", Arch. Pathol. Lab. Med., 117, 102-106, (January, 1993)

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MIPEP 609 ; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	